

EXHIBIT E

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Municipality of Anchorage
Anchorage Police Department
Walt Monegan
Officers Voss and Henikman

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

CAROLYN MITCHELL,)	
)	
Plaintiff,)	
)	
vs.)	
)	
ANCHORAGE POLICE DEPARTMENT and)	
the MUNICIPALITY OF ANCHORAGE, a)	
municipal corporation, WALTER MONEGAN,)	
Officer HENIKMAN, and Officer J. VOSS,)	
)	
Defendants.)	Case No. 3:05-cv-00273-JWS
)	

**OFFICER JUSTIN VOSS'S RESPONSES TO PLAINTIFF'S
REQUESTS FOR ADMISSIONS**

Defendant Officer Justin Voss responds to Plaintiff's requests for admissions
dated October 2, 2006, as follows:

**MUNICIPALITY
OF
ANCHORAGE**

OFFICE OF THE
MUNICIPAL ATTORNEY

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REQUEST FOR ADMISSION NO. 1: Please admit or deny that during the incident on May 8, 2004, you pointed a weapon at plaintiff Carolyn Mitchell.

ANSWER:

Deny. The weapon was pointed in her direction but not at her.

REQUEST FOR ADMISSION NO. 2: Please admit or deny that during the incident on May 8, 2004, at or near the Sears Mall, you did assist Officer Henikman detain plaintiff Carolyn Mitchell.

ANSWER:

Admit.

REQUEST FOR ADMISSION NO. 3: Please admit or deny that during the incident on May 8, 2004, when you arrived at or near the Sears Mall, you were not responding to an arrest warrant for plaintiff Carolyn Mitchell.

ANSWER:

Admit.

REQUEST FOR ADMISSION NO. 4: Please admit or deny that during the incident on May 8, 2004, when you pointed a weapon at plaintiff Carolyn Mitchell, you did not have probable cause to believe that she had committed a felony.

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ANSWER:

Objection, the question assumes facts which are contrary to the evidence; the question assumes Mitchell was arrested; *see* responses to other Requests for Admissions. Notwithstanding objections, admit.

REQUEST FOR ADMISSION NO. 5: Please admit or deny that during the incident on May 8, 2004, when you pointed a weapon at plaintiff Carolyn Mitchell, you did so in your official capacity as a police officer for Anchorage Police Department.

ANSWER:

Objection, the question assumes facts which are contrary to the evidence; *see* responses to Requests for Admissions Nos. 1 and 4 above. Notwithstanding objection, admit.

REQUEST FOR ADMISSION NO. 6: Please admit or deny that during the incident on May 8, 2004, when you pointed your weapon at plaintiff Carolyn Mitchell, you did so in a location that was clearly visible to pedestrians and vehicles moving eastward on Benson Boulevard.

ANSWER:

Objection, the question assumes facts which are contrary to the evidence; *see* responses to Requests for Admissions Nos. 1, 4 and 5 above. Aside from the discrepancies in the question, admit that the location was visible from Benson.

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